

RECEIVED
CENTRAL FAX CENTER

001

AUG 10 2006

August 10, 2006

Page 1 of 1

Docket No.: VALER11.001APC

Please Direct All Correspondence to Customer Number 20995

TRANSMITTAL

Applicant : Alexander Ivanovich Taran
App. No : 09/830,635
Filed : August 2, 2001
Title : CONTACT NODE
Examiner : J.C. Norris
(Supervisory Examiner Kamand Cuneo)
Art Unit : 2841

CERTIFICATE OF FAX TRANSMISSION
PTO CENTRALIZED FAX

I hereby certify that this correspondence and all
marked attachments, are being transmitted via
facsimile to the USPTO centralized Fax No.
(571) 273-8300 on the date shown below:

August 10, 2006

(Date)

Total number of pages including this sheet: 3

John M. Carson, Reg. No. 34,303

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing in the above-identified application is the following enclosure:

- (X) Petition to Withdraw Holding of Abandonment Based on Failure to Receive
Office Action 2 pages.

Please charge any additional fees, including any fees for additional extension of time, or credit
overpayment to Deposit Account No. 11-1410.

John M. Carson
Registration No. 34,303
Attorney of Record
Customer No. 20,995
(619) 235-8550

2825280
081006

BEST AVAILABLE COPY

AUG 10 2006

Docket No.: VALER11.001APC

August 10, 2006

Page 1 of 2

Please Direct All Correspondence to Customer Number 20995

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT
BASED ON FAILURE TO RECEIVE OFFICE ACTION**

Applicant : Alexander Ivanovich Taran
App. No : 09/830,635
Filed : August 2, 2001
Title : CONTACT NODE
Examiner : J.C. Norris
(Supervisory Examiner Kamand Cuneo)
Art Unit : 2841

**CERTIFICATE OF FAX TRANSMISSION
PTO CENTRALIZED FAX**

I hereby certify that this correspondence and all
marked attachments, are being transmitted via
facsimile to the USPTO centralized Fax No.
(571) 273-8300 on the date shown below:

August 10, 2006

(Date)

John M. Carson, Reg. No. 34,303

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT BASED ON FAILURE
TO RECEIVE OFFICE ACTION UNDER 37 CFR § 1.181(a)**

Applicant hereby request that the U.S. Patent and Trademark Office (PTO) withdraws holding abandonment of the above-identified application. Applicant filed a reply, on December 10, 2004, to the Office Action mailed September 13, 2004. Because no PTO correspondence was received for more than a year after the reply was filed, Applicant filed a status request letter on February 13, 2006. No correspondence was received from the PTO for over three months thereafter.

On June 9, 2006, supervisory Examiner Cuneo called Applicant and left a message stating that the application was abandoned about a year ago, and all PTO correspondences were returned to the Office. On June 12, 2006, Applicant called Examiner Cuneo and left a voice message requesting a return call. Given that there was no call from the Examiner, Applicant called Ms. Cuneo again and requested her return call on July 31, 2006.

BEST AVAILABLE COPY

Docket No.: VALER11.001APC

August 10, 2006

Page 2 of 2

Please Direct All Correspondence to Customer Number 20995

On August 8, 2006, Applicant received a call from Ms. Cuneo stating that a final Office Action was mailed in March, 2005 and the application was abandoned due to lack of a failure to reply within the statutory period. However, Examiner Cuneo acknowledged that all PTO correspondences were mailed to Applicant's old address. Applicant's address was changed several years ago, and the new address was already updated in the PTO. To the best of Applicant's knowledge, since then, Applicant has not had any problems in receiving PTO correspondences at its current address for other patent applications. Applicant herewith provides its current address as follows. Applicant respectfully requests that the Patent Office update its system to reflect the Applicant's correct address with respect to this application and Customer Number shown below.

Knobbe, Martens, Olson & Bear, LLP
2040 Main Street, 14th Floor
Irvine CA 92614-3641

Pursuant to MPEP 711.03 (c) and given that the abandonment occurred through the mistake of the PTO, Applicant believes that no fees are necessary. However, the Commissioner is hereby authorized to charge any additional fees or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 8/10/06By: 

John M. Carson
Registration No. 34,303
Attorney of Record
Customer No. 20,995
(619) 235-8550

2821315
080906